

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

MEDIOSTREAM, INC.,

Plaintiff,

v.

MICROSOFT CORP., ET AL.,

Defendants.

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Case No. 3:11-cv-02525-RS

**[PROPOSED] ORDER AND
STIPULATION OF DISMISSAL**

Judge Richard Seeborg

IT IS HEREBY STIPULATED, by and among Plaintiff MedioStream, Inc. and Defendants Acer America Corp. and Gateway, Inc. (collectively the “Parties”) through their counsel of record and subject to the approval of the Court that:

1. All claims presented by MedioStream, Inc. in this litigation are dismissed with prejudice as to Acer America Corp. and Gateway, Inc.;
2. All counterclaims presented by Acer America Corp. and Gateway, Inc. in this litigation against MedioStream, Inc. are dismissed without prejudice; and
3. The Parties shall bear their own costs and attorneys’ fees.

Dated: July 29, 2013

/s/ Henry C. Bunsow

Henry C. Bunsow (State Bar No. 060707)
Bunsow De Mory Smith & Allison LLP
55 Francisco Street, Suite 600
San Francisco, CA 94133
Tel: (415) 426-4747
Fax: (415) 426-4744
Email: hbunsow@bdiplaw.com

Byron Cooper (State Bar No. 166578)
530 Lytton Avenue, Suite 200
Palo Alto, CA 94301
Tel: (650) 283-4244
Fax: (650) 617-3201
Email: bcooper@teklaw.co

S. Calvin Capshaw (pro hac vice)
Elizabeth L. DeRieux (pro hac vice)
CAPSHAW DeRIEUX, LLP
114 E. Commerce Ave.
Gladewater, TX 75647
Tel: (903) 236-9800
Fax: (903) 236-8787
Email: ccapshaw@capshawlaw.com
Email: ederieux@capshawlaw.com

Counsel for Plaintiff MedioStream, Inc.

/s/ Elaine Y. Chow

L. Howard Chen
Elaine Y. Chow
Holly A. Hogan
K&L Gates LLP
4 Embarcadero Center
San Francisco, CA 94111
Tel: (415) 882-8200
Fax: (415) 882-8220
howard.chen@klgates.com
elaine.chow@klgates.com
holly.hogan@klgates.com

*Counsel for Defendants
Acer America Corporation and Gateway, Inc.*

IT IS SO ORDERED:

Dated: 7/29/13



Hon. Richard Seeborg
United States District Judge